

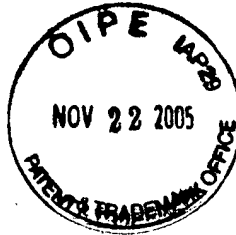


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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/045,250	11/07/2001	William Arthur Taylor		2319

7590 09/13/2005
WILLIAM ARTHUR TAYLOR
1326 ASPEN DRIVE
EVERGREEN, CO 80439



EXAMINER

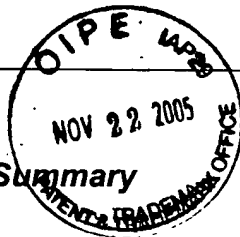
LAYNO, BENJAMIN

ART UNIT PAPER NUMBER

3711

DATE MAILED: 09/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



Office Action Summary

Application No.

10/045,250

Applicant(s)

TAYLOR, WILLIAM ARTHUR

Examiner

Benjamin H. Layno

Art Unit

3711

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

12/12/05

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 May 2005.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 16-30 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 16-30 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

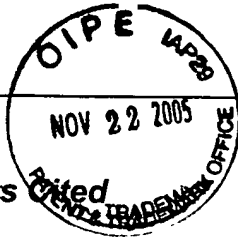
Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

**Notice of References Cited**

Application/Control No.

10/045,250

Applicant(s)/Patent Under
Reexamination
TAYLOR, WILLIAM ARTHUR

Examiner

Benjamin H. Layno

Art Unit

3711

Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-5,649,705	07-1997	String, Elizabeth	273/292
	B	US-2003/0060264	03-2003	Chilton et al.	463/20
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.



COPY

William A. Taylor
1326 Aspen Drive
Evergreen, CO 80439

February 7, 2005

Commissioner for Patents
Washington, D.C. 20231

Re: Method of Playing and Paying Gambling Games
Application Control Number: 10/045,250
Examiner: Mr. Benjamin Layno, Art Unit #3712

Dear Examiner Layno:

In response to the last office action, a copy of which is attached, Applicant respectfully submits the following new claims #16 - #35, which should now be allowable, and an amendment referencing additional drawings, also supplied herewith. If necessary, Applicant requests Examiner's help writing claims under Section 707.07(j) of the Manual of Patent Examining Procedure, since I am a pro se applicant.

The amended claims are different as follows:

Applicant's claims had omitted essential steps. Now they are clearly distinguished from the prior art including the Miller patent (US PN 6,450,500) and Vancura patent (US PN 5,673,917), and all rejections under 35 U.S.C. 102, 103 and 112 are overcome.

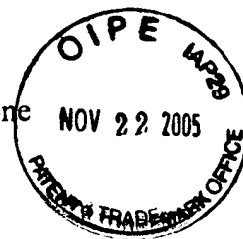
Both Miller and Vancura require a side bet to participate in their blackjack payoffs. Side bets were critical elements of both patents. Their means to provide greater blackjack payoffs was to simply pay for it.

Miller's payouts were further conditioned upon not only a side bet, but then activating said side bet. Vancura's payouts are always conditioned upon a side bet and often upon the number of cards used, as well.

Applicant's invention does not require nor offer a side bet. This invention establishes a new and unanticipated way to participate in a blackjack game offering payoffs depending on point score. Applicant's new claims do not allow paying cash for the right to play the new blackjack game, nor do they claim as to the number of cards used in comprising player point scores. Finally the new claims do not differentiate between soft and hard point totals for payoffs.

Thus Applicant's game as claimed is significantly different from Miller, Vancura or both combined even if theirs is played electronically.

Additionally, the new claims point directly to material in the specification so that one skilled in the art can clearly make and/or use the invention.



Please accept the revised claims, amendment A and drawings attached.

Note I am also filing Form PTO/SB/61 due to unavoidable delay, since I did not receive the last office action by mail or email. (Examiner faxed to Applicant on 1/19/05.) In any case please consider this authorization to contact Applicant by email concerning this application at wtaylor@vistagaming.com, which should replace any previous email address supplied.

Very respectfully,

William Arthur Taylor
Applicant Pro Se

1326 Aspen Drive
Evergreen, CO 80439
Tel: (303) 670-2842
Fax: (303) 670-2842
Eml: wtaylor@vistagaming.com



COPY

CLAIMS

What is claimed is: -

Claims 1 to 15, cancel and substitute new Claims 16 to 30, as follows:

16. A method for playing a gambling device game comprising the steps of:

providing a gambling device comprising coin acceptance, computer controls and game play means interconnected to a power supply;

inserting coins, currency or coupons to activate said gambling device;

playing a base video slot machine game having a first payable;

activating a subsequent blackjack game by achieving one or more predetermined symbols in said base video slot machine game;

paying the player according to one or more paytables if a given result is achieved on said gambling device.
17. The method of claim 16 wherein playing said base video slot machine game is a form of draw poker.
18. The method of claim 16 wherein said symbols in said base video slot machine game represent playing cards.

19. The method of claim 16 wherein said paytables include at least one blackjack payable.

20. The method of claim 19 wherein blackjack players beating the dealer are paid according to their point score.

21. The method of claim 20 wherein the player is paid a greater amount for beating the dealer with a lower point score than with a higher point score.

22. The method of claim 20 wherein the player is paid a different amount for beating the dealer with each different possible point score.

23. The method of claim 20 wherein said blackjack payable includes paying a prize for not beating the dealer.

24. A method for playing a gambling device game comprising the steps of:

providing a gambling device comprising coin acceptance, computer controls and game play means interconnected to a power supply;

inserting coins, currency or coupons to activate said gambling device;

qualifying for the right to play a blackjack game by achieving one or more predetermined events in said gambling device;

activating a blackjack game;

paying the player according to a payable if a given result is achieved on said blackjack game.

25. The method of claim 24 wherein qualifying is made by first reaching predetermined events in another game.

26. The method of claim 24 wherein the player is paid according to their point score.

27. The method of claim 26 wherein the player is paid a greater amount for winning with a lower point score than with a higher point score.

28. The method of claim 26 wherein the player is paid different amounts for winning with each different possible point score.

29. The method of claim 26 wherein said payable includes paying a prize on a losing hand.

30. A method for playing a video gambling device comprising the steps of:

providing a gambling device comprising computer controls, currency handling equipment and a video display;

activating said gambling device by committing a bet;

qualifying for the right to play a blackjack game;

activating a blackjack game that pays the player according to a payable;

paying the player according to said payable if a predetermined result is achieved on said blackjack game.

31. (new) A method of claim 30 wherein said qualifying for the right to play a blackjack game is made by achieving a predetermined event in a first portion of said video gambling device.

32. (new) A method of claim 30 wherein said payable includes a schedule of paying events and awards that are a multiple of the bet.

33. (new) The method of claim 32 wherein said awards are greater for winning with a lower point score than with a higher point score.

34. (new) The method of claim 32 wherein the payable includes paying a prize on a losing hand.

35. (new) The improvement of claim 32 wherein if the total numerical point value of the player's cards exceeds a total numerical point value of twenty for the dealer's cards, the player receives a twenty-five to one payout on the original wager.